

# **EXHIBIT "A"**

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

SHANE BURRIS,

*Plaintiff,*

v.

TYSON FOODS, INC. AND,  
AMIR ATA JABARZADEH

*Defendants.*

§  
§  
§  
§  
§  
§  
§  
§  
§  
§

CIVIL ACTION NO. 4:23-cv-00057

JURY TRIAL DEMANDED

---

INFORMATION PURSUANT TO LOCAL RULE CV-81(c)

---

(1) A list of all parties in the case, their party type (e.g., plaintiff, defendant, intervenor, receiver, etc.) and current status of the removed case (e.g., pending, dismissed);

Shane Burris  
*Plaintiff*

Tyson Foods, Inc. and Amir Ata Jabarzadeh  
*Defendants*

The removed case is currently pending.

(2) A civil cover sheet and a certified copy of the state court docket sheet; a copy of all pleadings that assert causes of action (e.g. complaints, amended complaints, supplemental complaints, counterclaims, cross-actions, third party actions, interventions, etc.); all answers to such pleadings and a copy of all process and orders served upon the party removing the case to this court, as required by 28 U.S.C. § 1446(a);

See attached civil cover sheet and documents attached to Defendant Tyson Foods, Inc.'s Notice of Removal as *Exhibit A*.

(3) A complete list of attorneys involved in the action being removed, including each attorney's bar number, address, telephone number and party or parties

represented by him/her;  
Ramez F. Shamieh  
Texas State Bar No. 24066683  
Email: [ramez@shamiehlaw.com](mailto:ramez@shamiehlaw.com);  
Myles Lenz  
Texas State Bar No. 24092685  
Email: [myles@shamiehlaw.com](mailto:myles@shamiehlaw.com)  
SHAMIEH LAW, PLLC  
1111 W. Mockingbird Lane, Suite 1160  
Dallas, TX 75247  
Telephone: (214) 389-7333  
Facsimile: (214) 389-7335

*Counsel for Plaintiff Shane Burris*

Zach T. Mayer  
Texas State Bar No. 24013118  
Email: [zmayer@mayerllp.com](mailto:zmayer@mayerllp.com)  
J. Edward Johnson  
State Bar No. 24070001  
Email: [ejohnson@mayerllp.com](mailto:ejohnson@mayerllp.com)  
G. Adrian Galvan  
State Bar No. 24108601  
Email: [agalvan@mayerllp.com](mailto:agalvan@mayerllp.com)  
MAYER LLP  
750 N. St. Paul Street, Suite 700  
Dallas, Texas 75201  
Telephone: 214.379.6900  
Facsimile: 214.379.6939

*Counsel for Defendant Tyson Foods, Inc.*

(4) A record of which parties have requested a trial by jury (this information is in addition to filing a separate jury demand pursuant to Local Rule CV-38(a)); and

Plaintiff Shane Burris

(5) The name and address of the court from which the case is being removed.

The 431<sup>st</sup> Judicial District Court of Denton County, Texas  
1450 E. McKinney St., 4<sup>th</sup> Floor  
Denton, TX 76209

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

**I. (a) PLAINTIFFS**

Shane Burris

(b) County of Residence of First Listed Plaintiff Grayson Co., TX  
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)  
Ramez F. Shamieh and Myles Lenz, Shamieh Law, PLLC, 1111 W.  
Mockingbird Lane, Suite 1160, Dallas, TX 75247, (214) 389-7333.

**DEFENDANTS**

Tyson Foods, Inc. and Amir Ata Jabarzadeh

County of Residence of First Listed Defendant Washington Co., AR  
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF  
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)  
Zachary T. Mayer, J. Edward Johnson, and G. Adrian Galvan, Mayer  
LLP, 750 N. St. Paul St., Ste 700, Dallas, TX 75201,  
(214) 379-6900

**II. BASIS OF JURISDICTION** (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question  
(U.S. Government Not a Party)
- ☒ 4 Diversity  
(Indicate Citizenship of Parties in Item III)

**III. CITIZENSHIP OF PRINCIPAL PARTIES** (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- |                                         | PTF                                   | DEF                        |                                                               | PTF                        | DEF                                   |
|-----------------------------------------|---------------------------------------|----------------------------|---------------------------------------------------------------|----------------------------|---------------------------------------|
| Citizen of This State                   | <input checked="" type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State     | <input type="checkbox"/> 4 | <input type="checkbox"/> 4            |
| Citizen of Another State                | <input type="checkbox"/> 2            | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input checked="" type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3            | <input type="checkbox"/> 3 | Foreign Nation                                                | <input type="checkbox"/> 6 | <input type="checkbox"/> 6            |

**IV. NATURE OF SUIT** (Place an "X" in One Box Only)Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input checked="" type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice <b>PERSONAL INJURY</b> <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692) <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education <b>PRISONER PETITIONS</b> <b>Habeas Corpus:</b> <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <b>Other:</b> <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

**V. ORIGIN** (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding ☒ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

**VI. CAUSE OF ACTION**

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):  
28 U.S.C. Sec. 1332, 1441 and 1446

Brief description of cause:  
Automobile Accident

**VII. REQUESTED IN COMPLAINT:**

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$  
1,000,000.00

CHECK YES only if demanded in complaint:  
JURY DEMAND: ☒ Yes ☐ No

**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE \_\_\_\_\_

DOCKET NUMBER \_\_\_\_\_

DATE

01/23/2023

SIGNATURE OF ATTORNEY OF RECORD

Zach T. Mayer

FOR OFFICE USE ONLY

RECEIPT # \_\_\_\_\_

AMOUNT \_\_\_\_\_


APPLYING IFP \_\_\_\_\_

JUDGE \_\_\_\_\_



MAG. JUDGE \_\_\_\_\_





**CASE SUMMARY****CASE NO. 22-10862-431****Shane Burris v. Tyson Foods, Inc. and Amir Ata Jabarzadeh**§  
§  
§  
§Location: **431st Judicial District Court**  
Judicial Officer: **Johnson, James S.**  
Filed on: **12/22/2022****CASE INFORMATION**Case Type: **Injury/Damages - Motor Vehicle**Case Status: **12/22/2022 Active**Case Flags: **Jury Fee Paid****DATE****CASE ASSIGNMENT****Current Case Assignment**Case Number 22-10862-431  
Court 431st Judicial District Court  
Date Assigned 12/22/2022  
Judicial Officer Johnson, James S.**PARTY INFORMATION****Plaintiff Burris, Shane***Lead Attorneys***Shamieh, Ramez F**  
*Retained*  
214-389-7335(F)  
214-389-7333(W)**Defendant Jabarzadeh, Amir Ata**  
**Tyson Foods, Inc.****DATE****EVENTS & ORDERS OF THE COURT**

12/22/2022  Plaintiff's Original Petition

12/22/2022 Jury fee paid  
(This entry only represents the payment of the jury fee - not a document filed with the clerk.)

12/22/2022 **Citation**  
 Tyson Foods, Inc.  
Served: 12/29/2022  
Anticipated Server: Private Process Server  
Actual Server: Private Process Server  
Return Date/Time: 01/03/2023  
 Jabarzadeh, Amir Ata  
Unserved  
Anticipated Server: Private Process Server  
Env #71263241

12/27/2022  Record/Copy Request

01/03/2023  Service Returned  
Citation to Tyson Foods, Inc  
For: Defendant Tyson Foods, Inc.

**DATE****FINANCIAL INFORMATION****Plaintiff** Burris, Shane  
Total Charges

376.00

**CASE SUMMARY**

**CASE NO. 22-10862-431**

	Total Payments and Credits		376.00
	Balance Due as of 01/20/2023		0.00
12/22/2022	Charge	Plaintiff Burris, Shane	376.00
12/22/2022	TexFile Payment Receipt # 2022-37643	Plaintiff Burris, Shane	(239.00)
12/22/2022	Credit	Plaintiff Burris, Shane	(137.00)

22-10862-431  
CAUSE NO. \_\_\_\_\_

SHANE BURRIS

*Plaintiff,*

v.

TYSON FOODS, INC. and  
AMIR ATA JABARZADEH*Defendants.*§  
§  
§  
§  
§  
§  
§  
§  
§  
§

IN THE DISTRICT COURT

\_\_\_\_ JUDICIAL DISTRICT

DENTON COUNTY, TEXAS

---

**PLAINTIFF'S ORIGINAL PETITION**

---

Shane Burris files his Original Petition complaining of Defendants Tyson Foods, Inc. and Amir Ata Jabarzadeh (collectively as "Defendants") and respectfully shows the Court the following:

**I.****DISCOVERY CONTROL PLAN**

1. Pursuant to Rule 190 of the *Texas Rules of Civil Procedure*, Plaintiff affirmatively pleads that he seeks monetary relief over \$1,000,000.00. Plaintiff also requests that this case be placed into Level 3 Discovery Plan.

**II.****PARTIES**

2. Plaintiff Shane Burris is a resident of Grayson County, Texas.

3. Defendant Tyson Foods, Inc. ("Tyson Foods") is a foreign corporation headquartered in Arkansas and organized under the laws of Delaware. It can be served through its registered agent: CT Corporation System, 1999 Bryan Street, Suite 900, Dallas, Texas 75201.



4. Defendant Amir Ata Jabarzadeh ("Jabarzadeh") is an individual who resides in Johnson County, Kansas, and can be served with process at: 11448 Conser Street, Overland Park Kansas, 66210, or wherever he may be found.

### **III.** **JURISDICTION AND VENUE**

5. This Court maintains jurisdiction over Defendant Jabarzadeh because he committed the torts at issue in Texas.

6. This Court maintains jurisdiction over Defendant Tyson Foods because it transacts business in the State of Texas and committed the torts at issue in Texas.

7. Venue is proper in Denton County because all or a substantial part of the events giving rise to Plaintiff's claims occurred in Denton County, Texas. TEX. CIV. PRAC. & REM. CODE § 15.002(a)(2).

### **IV.** **BACKGROUND FACTS**

8. On February 3, 2021, Defendant Jabarzadeh crashed into Plaintiff's vehicle on I-35 in Denton County, Texas when he made an unsafe lane change. Plaintiff attempted to take evasive action, but was unable to avoid the crash. At the time of the collision, Defendant Jabarzadeh was operating an 18-wheeler tractor and trailer owned and/or controlled by Defendant Tyson Foods. Upon information and belief, Defendant Jabarzadeh was in the course and scope of his employment with Defendant Tyson Foods at the time of the crash.

9. Plaintiff suffered serious injuries and damages for which he now brings this lawsuit. Defendants both proximately caused Plaintiff's injuries, and Plaintiff did not cause or contribute to his injuries in any way.



V.  
**CAUSES OF ACTION**

***Negligence – Defendant Jabarzadeh***

10. The collision referenced above, and the resulting injuries and damages were proximately caused by the negligent conduct of Defendant Jabarzadeh in one or more of the following aspects:

- a) In failing to properly exercise his duty of care that a reasonable person would to avoid harm to others in the same or similar circumstances
- b) In failing to keep a proper lookout of which an ordinary, reasonable person would have maintained under the same or similar circumstances;
- c) In failing to safely control one's speed;
- d) In failing to timely apply the brakes of his vehicle in order to avoid the collision in question;
- e) In failing to take evasive actions to avoid the collision in question;
- f) In failing to maintain a safe distance between the vehicle he was operating and Plaintiff's vehicle;
- g) In failing to stay alert;
- h) In failing to maintain a single lane of traffic;
- i) In operating a cell phone while operating the vehicle;
- j) In making an unsafe turn/lane change; and
- k) In engaging in various other acts of negligence or negligence *per se* to be specified at the time of trial.

11. Each of the foregoing acts or omissions, singularly or in combination with others, constitutes negligence, which was a proximate cause of the collision and Plaintiff's injuries and damages.





***Respondeat Superior – Defendant Tyson Foods***

12. Defendant Tyson Foods is liable for Defendant Jabarzadeh's negligence under the doctrine of *Respondeat Superior*. Defendant Jabarzadeh was employed by Defendant Tyson Foods at the time of the collision. Further, he was acting in the course and scope of his employment when he negligently operated the vehicle and trailer owned by Defendant Tyson Foods, which caused the crash that makes the basis of this lawsuit.

***Negligent Entrustment – Defendants Tyson Foods***

13. Defendant Tyson Foods owned the vehicle that Defendant Jabarzadeh was operating at the time of the collision. Defendant Tyson Foods negligently entrusted its vehicle to Defendant Jabarzadeh to utilize within the course of his employment on the day of the Collision. Defendant Jabarzadeh operated the 18-wheeler with the knowledge, consent, and permission of Defendant Tyson Foods. Defendant Tyson Foods knew or should have known that Defendant Jabarzadeh was a reckless and/or incompetent driver on the day of the Collision. Defendant Tyson Foods could have and should have reasonably anticipated entrusting a vehicle to a reckless and/or incompetent driver would result in injury. Defendant Jabarzadeh's negligence proximately caused Plaintiff's injuries.

***Negligent Hiring, Training and Supervision – Defendant Tyson Foods***

14. Defendant Tyson Foods failed to use the ordinary care of a reasonable entity when hiring, training, retaining, and supervising its employees to operate their vehicles and trailers safely and reasonably.

15. Defendant Tyson Foods knew or should have known that an employee who was a negligent and/or incompetent driver would pose a serious risk to others while carrying out the duties of



employment. Defendant Tyson Foods failed to exercise reasonable and ordinary care to avoid harm to others under circumstances similar to those described herein.

**VI.**  
**DAMAGES**

16. As a result of the injuries sustained by Plaintiff caused by the collision in which this lawsuit arises from, Plaintiff sues for the following:

- a. Physical pain and suffering the past;
- b. Physical pain and suffering that Plaintiff will experience in the future;
- c. Mental anguish suffered in the past;
- d. Mental anguish Plaintiff will experience in the future;
- e. Medical expenses incurred in the past;
- f. Medical expenses the Plaintiff will incur in the future;
- g. Physical impairment suffered in the past;
- h. Physical impairment the Plaintiff will suffer in the future;
- i. Disfigurement;
- j. Lost wages past and future;
- k. Loss of earning capacity past and future.

17. Defendants' actions caused Plaintiff to suffer and sustain damages within the jurisdictional requirements of this Court and in such an amount as evidence may show proper at the time of trial.

18. Plaintiff sues Defendants for all causes of action pled in this petition jointly and severally, for all damages Defendants caused Plaintiff described in this Petition.

**VII.**  
**PREJUDGMENT AND POST JUDGEMENT INTEREST**

19. Plaintiff seeks pre-judgement and post judgement interest as allowed by law.



**VIII.**  
**COURT COSTS**

20. Plaintiff sues to recover court costs as allowed by law.

**IX.**  
**DEMAND FOR JURY TRIAL**

21. Plaintiff demands jury trial and has tendered the appropriate fee.

**X.**  
**INITIAL DISCLOSURES**

22. Defendants are required to provide initial disclosures in accordance with *Texas Rule of Civil Procedure* 194.2.

**XI.**  
**RULE 193.7 NOTICE**

23. Plaintiff intends to use Defendants' discovery responses as evidence at trial in accordance with such right and privileges established by *Texas Rule of Civil Procedure* 193.7.

**XII.**  
**PRAYER**

24. For these reasons, Plaintiff prays that Defendants be cited to appear and answer herein, and that upon final hearing hereof, Plaintiff has judgment against Defendants for actual damages, prejudgment and post judgment interest, and costs. Plaintiff further prays for such other and further relief, at law or in equity, general or specific, that Plaintiff may be justly entitled.





Respectfully submitted,

By: /s/ Myles Lenz  
Ramez F. Shamieh  
Louisiana State Bar No. 35558  
Texas State Bar No. 24066683  
New York State Bar No. 5280219  
Myles Lenz  
Texas State Bar No. 24092685  
myles@shamiehlaw.com

**SHAMIEH LAW, PLLC**  
1111 West Mockingbird Lane, Suite 1160  
Dallas, Texas 75247  
214.389.7333 telephone  
214.389.7335 facsimile  
**ATTORNEYS FOR PLAINTIFF**



CERTIFIED A TRUE AND CORRECT COPY  
OF THE RECORD ON FILE IN MY OFFICE

DAVID TRANTHAM

DENTON COUNTY DISTRICT CLERK

1-20-23  
Date

By:

[Signature]  
Deputy Clerk

**CITATION –TRC 99 and 106**

THE STATE OF TEXAS

COUNTY OF DENTON

CAUSE NO. 22-10862-431

**TO: Tyson Foods, Inc. Registered Agent CT Corporation System, 1999 Bryan Street, Suite 900, Dallas, TX 75201 (or wherever he/she may be found)**

Notice to defendant: You have been sued. You may employ an attorney. If you, or your attorney, do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the first Monday following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may also be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk: Find out more at TexasLawHelp.org.

Court:	431st Judicial District Court 1450 E. McKinney, 4th Floor, Denton, TX 76209
Cause No.:	22-10862-431
Date of Filing:	December 22, 2022
Document:	Plaintiff's Original Petition
Parties in Suit:	Shane Burris; Tyson Foods, Inc.; Amir Ata Jabarzadeh
Clerk:	David Trantham, District Clerk, 1450 E. McKinney, Suite 1200, Denton, TX 76209
Party or Party's Attorney:	Ramez F. Shamiéh 1111 West Mockingbird Lane, Suite 1160 Dallas, Texas 75247

Issued under my hand and seal of this said court on this the 22nd day of December, 2022.

David Trantham, District Clerk  
Denton, Denton County, Texas

BY:

*Lupe Avelino*  
Lupe Avelino

Deputy

**Service Return**

Came to hand on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ m., and executed on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ M by delivering to the within named \_\_\_\_\_ in person a true copy of this citation, with attached copy(ies) of the Plaintiff's Original Petition, at \_\_\_\_\_

Service Fee: \$ \_\_\_\_\_

\_\_\_\_\_  
Sheriff/Constable\_\_\_\_\_  
County, Texas

Service ID No. \_\_\_\_\_

\_\_\_\_\_  
Deputy/Authorized Person**VERIFICATION**

On this day personally appeared \_\_\_\_\_ known to me to be the person whose name is subscribed on the foregoing instrument and who has stated: upon penalty of perjury, I attest that the foregoing instrument has been executed by me in this cause pursuant to the Texas Rules of Civil Procedure. I am over the age of eighteen years and I am not a party to or interested in the outcome of this suit, and have been authorized by the Denton County Courts to serve process.

Subscribed and sworn to before me on this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Notary Public



CERTIFIED A TRUE AND CORRECT COPY  
OF THE RECORD ON FILE IN MY OFFICE

DAVID TRANTHAM

DENTON COUNTY DISTRICT CLERK

By: *Maisha*

Deputy Clerk

1-20-23  
Date



**CITATION -TRC 99 and 106**

THE STATE OF TEXAS

COUNTY OF DENTON

CAUSE NO. 22-10862-431

**TO: Tyson Foods, Inc. Registered Agent CT Corporation System, 1999 Bryan Street, Suite 900, Dallas, TX 75201 (or wherever he/she may be found)**

Notice to defendant: You have been sued. You may employ an attorney. If you, or your attorney, do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the first Monday following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may also be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org.

Court:	431st Judicial District Court 1450 E. McKinney, 4th Floor, Denton, TX 76209
Cause No.:	22-10862-431
Date of Filing:	December 22, 2022
Document:	Plaintiff's Original Petition
Parties in Suit:	Shane Burris; Tyson Foods, Inc.; Amir Ata Jabarzadeh
Clerk:	David Trantham, District Clerk, 1450 E. McKinney, Suite 1200, Denton, TX 76209
Party or Party's Attorney:	Ramez F. Shamieh 1111 West Mockingbird Lane, Suite 1160 Dallas, Texas 75247

Issued under my hand and seal of this said court on this the 22nd day of December, 2022.

David Trantham, District Clerk  
Denton, Denton County, Texas**AFFIDAVIT  
ATTACHED**BY: \_\_\_\_\_, Deputy  
Lupe Avelino**Service Return**

Came to hand on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ m., and executed on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ M by delivering to the within named \_\_\_\_\_  
In person a true copy of this citation, with attached copy(ies) of the Plaintiff's Original Petition, at \_\_\_\_\_.

Service Fee: \$ \_\_\_\_\_

\_\_\_\_\_  
Sheriff/Constable\_\_\_\_\_  
County, Texas

Service ID No. \_\_\_\_\_

\_\_\_\_\_  
Deputy/Authorized Person**VERIFICATION**

On this day personally appeared \_\_\_\_\_ known to me to be the person whose name is subscribed on the foregoing instrument and who has stated: upon penalty of perjury, I attest that the foregoing instrument has been executed by me in this cause pursuant to the Texas Rules of Civil Procedure. I am over the age of eighteen years and I am not a party to or interested in the outcome of this suit, and have been authorized by the Denton County Courts to serve process.

Subscribed and sworn to before me on this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_  
\_\_\_\_\_  
Notary Public



**AFFIDAVIT OF SERVICE**

**State of Texas**

**County of Denton**

**431st Judicial District Court**

**Case Number: 22-10862-431**

**Plaintiff:  
Shane Burris**

**vs.**

**Defendant:  
Tyson Foods, Inc., and Amir Ata Jabarzadeh**

**For:  
Ramez Shamieh  
1111 W. Mockingbird Ln  
Suite 1160  
Dallas, TX 75247**

**Received by Anthony Collins on the 28th day of December, 2022 at 2:11 pm to be served on Tyson Foods, Inc. r/a CT Corporation System, 1999 Bryan Street, Suite 900, Dallas, Dallas County, TX 75201.**

**I, Anthony Collins, being duly sworn, depose and say that on the 29th day of December, 2022 at 2:55 pm, I:**

**Executed service by hand delivering a true copy of the Citation, Copy of Plaintiff's Original Petition to: George Martinez, an authorized acceptance agent employed by Registered Agent CT Corporation System, Inc., who is authorized to accept service of process for Tyson Foods, Inc., at the address of: 1999 Bryan Street, Suite 900, Dallas, Dallas County, TX 75201, and informed said person of the contents therein, in compliance with state statutes.**

**"I certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server in good standing in the judicial circuit in which the process was served. I have personal knowledge of the facts set forth in this affidavit, and they are true and correct."**



**Subscribed and sworn to before me on the 30th day of December, 2022 by the affiant who is personally known to me.**

  
**NOTARY PUBLIC**



**Anthony Collins  
PSC-357 Expires 12/31/2023**

**On Time Process Service  
1700 Pacific Ave  
Suite 1040  
Dallas, TX 75201  
(214) 740-9999**

**Our Job Serial Number: ONT-2022008349  
Ref: Shane Burris**





### Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Envelope ID: 71428661  
Status as of 1/4/2023 9:29 AM CST

#### Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Jose Olivares		jose@shamiehlaw.com	1/3/2023 12:07:25 PM	SENT
Myles Lenz		myles@shamiehlaw.com	1/3/2023 12:07:25 PM	SENT



CERTIFIED A TRUE AND CORRECT COPY  
OF THE RECORD ON FILE IN MY OFFICE

DAVID TRANHAM

DENTON COUNTY DISTRICT CLERK

1-20-23  
Date

By:

*[Signature]*  
Deputy Clerk

**CITATION—TRC 99 and 106**

THE STATE OF TEXAS

COUNTY OF DENTON

CAUSE NO. 22-10862-431

**TO: Amir Ata Jabarzadeh 11448 Conser Street, Overland Park, Kansas, 66210 (or wherever he/she may be found)**

Notice to defendant: You have been sued. You may employ an attorney. If you, or your attorney, do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the first Monday following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may also be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org.

Court:	431st Judicial District Court 1450 E. McKinney, 4th Floor, Denton, TX 76209
Cause No.:	22-10862-431
Date of Filing:	December 22, 2022
Document:	Plaintiff's Original Petition
Parties in Suit:	Shane Burris; Tyson Foods, Inc.; Amir Ata Jabarzadeh
Clerk:	David Trantham, District Clerk, 1450 E. McKinney, Suite 1200, Denton, TX 76209
Party or Party's Attorney:	Ramez F. Shamieh 1111 West Mockingbird Lane, Suite 1160 Dallas, Texas 75247

Issued under my hand and seal of this said court on this the 22nd day of December, 2022.

David Trantham, District Clerk  
Denton, Denton County, TexasBY:  Deputy

Lupe Avelino

**Service Return**

Came to hand on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ m., and executed on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ M by delivering to the within named \_\_\_\_\_ in person a true copy of this citation, with attached copy(ies) of the Plaintiff's Original Petition, at \_\_\_\_\_

Service Fee: \$ \_\_\_\_\_

\_\_\_\_\_, Sheriff/Constable

\_\_\_\_\_, County, Texas

Service ID No. \_\_\_\_\_

\_\_\_\_\_, Deputy/Authorized Person

**VERIFICATION**

On this day personally appeared \_\_\_\_\_ known to me to be the person whose name is subscribed on the foregoing instrument and who has stated: upon penalty of perjury, I attest that the foregoing instrument has been executed by me in this cause pursuant to the Texas Rules of Civil Procedure. I am over the age of eighteen years and I am not a party to or interested in the outcome of this suit, and have been authorized by the Denton County Courts to serve process.

Subscribed and sworn to before me on this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, \_\_\_\_\_, Notary Public

CERTIFIED A TRUE AND CORRECT COPY  
OF THE RECORD ON FILE IN MY OFFICE

DAVID TRANTHAM

DENTON COUNTY DISTRICT CLERK

1-20-23  
DateBy: 

Deputy Clerk